

0605

BEFORE THE BOARD OF OSTEOPATHIC  
EXAMINERS IN MEDICINE AND SURGERY


In the Matter of	)	
	)	
Charles R. Lindsay, D.O.	)	SATISFACTION OF ORDER
	)	
Holder of License No. 0793 for	)	
the Practice of Osteopathic	)	
Medicine and Surgery in the	)	
State of Arizona.	)	
	)	
	)	

---

IT IS HEREBY ORDERED that the Probation Order and Stipulation, dated June 13, 1986, has been satisfied in full by the respondent, Charles R. Lindsay, D.O.

ENTERED AND EFFECTIVE this 19th day of April, 1991.

ARIZONA BOARD OF OSTEOPATHIC  
EXAMINERS IN MEDICINE AND SURGERY

BY   
Name Robert J. Miller  
Its Executive Director

PRESIDENT

GARY S. KOPEN, D.O.  
1830 WEST COLTER, SUITE 104  
PHOENIX, ARIZONA 85015

VICE PRESIDENT

RICHARD DARBY, D.O.  
1840 WEST MARYLAND AVENUE  
PHOENIX, ARIZONA 85015



ARIZONA BOARD OF  
OSTEOPATHIC EXAMINERS  
IN MEDICINE AND SURGERY

1830 WEST COLTER, SUITE 104  
PHOENIX, ARIZONA 85015  
(602) 255-1747

MEMBERS

L. GEORGE HERSHEY, D.O.  
2314 NORTH 4TH STREET  
FLAGSTAFF, ARIZONA 86001

WILLIAM C. INBODEN, II, D.O.  
3974 NORTH CAMPBELL AVENUE  
TUCSON, ARIZONA 85719

EXECUTIVE DIRECTOR  
MARY L. TUCKER

ADMINISTRATIVE ASSISTANT  
KATE WELSH

INVESTIGATOR  
JAMES L. CLUBINE

MEDICAL CONSULTANT  
R. E. DENNIS, D.O.

November 22, 1988

Re: Probationary Interview

Charles Lindsay, D.O.  
P. O. Box 1871  
Tonopah, Nevada 898040

Dear Dr. Lindsay:

As you know, during the course of its meeting of November 5, 1988, the Board of Osteopathic Examiners met with you to review the terms of your probation to determine compliance.

The terms of your probation were amended to reduce the number of meetings you are required to attend to 2 per week. You are to appear before the Board for review during the April 1989 meeting.

You will be notified at a later date of the time and place of your next review before the Board.

If you have any questions, please feel free to call me.

Sincerely,

Mary L. Tucker  
Executive Director

PRESIDENT  
L. GEORGE HERSHEY, D.O.  
2314 NORTH 4TH STREET  
FLAGSTAFF, ARIZONA 86001

VICE PRESIDENT  
MADELENE VAN ARSDELL  
5050 NORTH 19TH AVENUE  
PHOENIX, ARIZONA 85015



ARIZONA BOARD OF  
OSTEOPATHIC EXAMINERS  
IN MEDICINE AND SURGERY

5050 NORTH 19TH AVENUE, SUITE 406  
PHOENIX, ARIZONA 85015  
(602) 255-1747

MEMBERS  
GARY S. KOPEN, D.O.  
2020 WEST INDIAN SCHOOL ROAD  
PHOENIX, ARIZONA 85015

BEN TERRY, D.O.  
438 WEST VALENCIA ROAD  
TUCSON, ARIZONA 85706

RICHARD DARBY, D.O.  
1840 WEST MARYLAND AVE.  
PHOENIX, ARIZONA 85015

EXECUTIVE DIRECTOR  
MARY L. TUCKER  
ADMINISTRATIVE ASSISTANT  
E. KATHARINE WELSH  
INVESTIGATOR  
JAMES L. CUBINE  
MEDICAL CONSULTANT  
R. E. DENNIS, D.O.

January 19, 1987

Re: Probationary Interview

Charles Lindsay, D.O.  
P. O. Box 346  
Dwey, Arizona 86327

Dear Dr. Lindsay:

As you know, during the course of its meeting of January 10th, 1987, the Board of Osteopathic Examiners met with you to review the terms of your probation to determine compliance.

The Board found all reports to be satisfactory and voted to amend your probation to allow you to work a maximum of 40 hours per week. All other terms of your probation remain the same. Please have Dr. Arcuri submit a report to the Board in early April and again in late July.

You will be notified at a later date of the time and place of your next review before the Board during their meeting of August 7th & 8th, 1987.

If you have any questions, please feel free to call me.

Sincerely,

Mary L. Tucker  
Executive Director

cc: Board members

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC  
EXAMINERS IN MEDICINE AND SURGERY

In the Matter of	)	
	)	
CHARLES R. LINDSAY, D.O.	)	AMENDED PROBATION ORDER
	)	AND STIPULATION
Holder of License No. 793 for	)	
the Practice of Osteopathic	)	
<u>Medicine in the State of Arizona.)</u>	)	

This matter having come on regularly for informal interview before the Arizona Board of Osteopathic Examiners in Medicine and Surgery on the 11th day of June, 1986, and amended the 10th day of March, 1987, the licentiate, CHARLES R. LINDSAY, D.O. holder of License No. 793 for the practice of osteopathic medicine in the State of Arizona, being duly noticed and appearing in person, and the Arizona Board of Osteopathic Examiners in Medicine and Surgery having conducted its informal interview of the licentiate and having afforded the licentiate an opportunity to be heard on the issues before it, and having considered all the material evidence in the matter, and being fully advised, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

I

The Arizona Board of Osteopathic Examiners in Medicine and Surgery is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

II

CHARLES R. LINDSAY, D.O., is the holder of License No. 793 for the practice of osteopathic medicine in the State of Arizona.

III

In April 1986, CHARLES R. LINDSAY, D.O. administered Demerol, a Schedule II controlled substance, to himself on several occasions and falsified his office log of controlled substances to attempt to fraudulently account for the Demerol he injected into himself.

CONCLUSIONS OF LAW

IV

The Arizona Board of Osteopathic Examiners in Medicine and Surgery has jurisdiction over the subject matter hereof and over the licentiate pursuant to A.R.S. 32-1803 and 32-1855.

V

The conduct of CHARLES R. LINDSAY, D.O. described in Paragraph III above constitutes unprofessional conduct as the term is defined in ARS 32-1854.A.5 and 23, habitual use of narcotic or hypnotic drugs, or both, and use of controlled substances or prescription-only drugs unless provided by a medical practitioner, as defined in section 32-1901, paragraph 34, as part of a lawful course of treatment.

VI

Grounds exist under A.R.S. 32-1855 to take disciplinary action against CHARLES R. LINDSAY, D.O.

ORDER

IT IS THEREFORE ORDERED that CHARLES R. LINDSAY, D.O. be and hereby is placed on probation for an indefinite period of time under the following terms and conditions:

1. Practitioner's practice shall be restricted to a maximum of forty hours per week.

2. Practitioner shall obtain a sponsor in AA within 1 week of the date of this Order.

3. Attend a minimum of 4 NA or AA meetings per week.

4. Continue psychiatric care with timely reports sent to the Board by practitioner's treating psychiatrist with the first report to be received prior to the August 8, 1986 Board meeting.

5. Submit to a minimum of 3 random bodily fluid samples obtained per month.

6. Practitioner shall prescribe and administer Schedule II controlled substances in the hospital only and is forbidden to dispense Schedule II drugs in the hospital and also is forbidden from prescribing, dispensing or administering Schedule II drugs outside of the hospital.

7. Orders forbidding Practitioner from personal use or possession of controlled substances do not apply to medications lawfully prescribed to Practitioner for a bona fide illness or condition by another physician.

8. Practitioner shall appear before the Board upon reasonable notice.

9. Practitioner must comply with all the statutes and rules and regulations of the Board.

10. If Practitioner should fail to comply with all terms and conditions of this Order, then the Board may immediately suspend License No. 793 issued to CHARLES R. LINDSAY, D.O., provided, however, that Practitioner shall be entitled to a subsequent hearing before the Board concerning only the issue of whether the terms of this Order have been violated.

PRESIDENT  
L. GEORGE HERSHEY, D.O.  
2314 NORTH 4TH STREET  
FLAGSTAFF, ARIZONA 86001

VICE PRESIDENT  
MADELENE VAN ARSDELL  
5050 NORTH 19TH AVENUE  
PHOENIX, ARIZONA 85015



ARIZONA BOARD OF  
OSTEOPATHIC EXAMINERS  
IN MEDICINE AND SURGERY

5050 NORTH 19TH AVENUE, SUITE 406  
PHOENIX, ARIZONA 85015  
(602) 255-1747

MEMBERS  
GARY S. KOPEN, D.O.  
2020 WEST INDIAN SCHOOL ROAD  
PHOENIX, ARIZONA 85015

BEN TERRY, D.O.  
438 WEST VALENCIA ROAD  
TUCSON, ARIZONA 85706

RICHARD DARBY, D.O.  
1840 WEST MARYLAND AVE.  
PHOENIX, ARIZONA 85015

EXECUTIVE DIRECTOR  
MARY L. TUCKER  
ADMINISTRATIVE ASSISTANT  
E. KATHARINE WELSH  
INVESTIGATOR  
JAMES L. CUBINE  
MEDICAL CONSULTANT  
R. E. DENNIS, D.O.

October 22, 1986

Re: Probation Interview

Charles Lindsay, D.O.  
P. O. Box 346  
Dewey, Arizona 86327

Dear Dr. Lindsay:

During the course of its meeting of October 10, 1986, the Board of Osteopathic Examiners reviewed the terms of your probation to determine compliance. All reports appeared satisfactory.

At your request, the Board duly voted to amend the terms of your probation to allow you to work in your office a maximum of 24 hours a week with a maximum of 8 hours in any given day. All other terms of your probation remain the same.

Please notify this office of your new office hours and, in the future, please also notify us any time you will be out of the area for an extended period of time for vacation, attendance at meetings, etc.

Thank you for your cooperation.

Sincerely,

Mary L. Tucker  
Executive Director

cc: Board members

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC  
EXAMINERS IN MEDICINE AND SURGERY

In the Matter of	)	
	)	
CHARLES R. LINDSAY, D.O.	)	PROBATION ORDER AND
	)	STIPULATION
Holder of License No. 793 for	)	
the Practice of Osteopathic	)	
<u>Medicine in the State of Arizona.)</u>	)	

This matter having come on regularly for informal interview before the Arizona Board of Osteopathic Examiners in Medicine and Surgery on the 11th day of June, 1986, the licentiate, CHARLES R. LINDSAY, D.O. holder of License No. 793 for the practice of osteopathic medicine in the State of Arizona, being duly noticed and appearing in person, and the Arizona Board of Osteopathic Examiners in Medicine and Surgery having conducted its informal interview of the licentiate and having afforded the licentiate an opportunity to be heard on the issues before it, and having considered all the material evidence in the matter, and being fully advised, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

I

The Arizona Board of Osteopathic Examiners in Medicine and Surgery is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

II

CHARLES R. LINDSAY, D.O., is the holder of License No. 793 for the practice of osteopathic medicine in the State of Arizona.

III

In April 1986, CHARLES R. LINDSAY, D.O. administered Demerol, a Schedule II controlled substance, to himself on several occasions and falsified his office log of controlled substances to attempt to fraudulently account for the Demerol he injected into himself.

CONCLUSIONS OF LAW

IV

The Arizona Board of Osteopathic Examiners in Medicine and Surgery has jurisdiction over the subject matter hereof and over the licentiate pursuant to A.R.S. 32-1803 and 32-1855.

V

The conduct of CHARLES R. LINDSAY, D.O. described in Paragraph III above constitutes unprofessional conduct as the term is defined in ARS 32-1854.A.5 and 23, habitual use of narcotic or hypnotic drugs, or both, and use of controlled substances or prescription-only drugs unless provided by a medical practitioner, as defined in section 32-1901, paragraph 34, as part of a lawful course of treatment.

VI

Grounds exist under A.R.S. 32-1855 to take disciplinary action against CHARLES R. LINDSAY, D.O.

ORDER

IT IS THEREFORE ORDERED that CHARLES R. LINDSAY, D.O. be and hereby is placed on probation for an indefinite period of time under the following terms and conditions:

1. Practitioner's practice shall be restricted to a maximum of four half days per week with a maximum of 5 hours on any given day.

2. Practitioner shall obtain a sponsor in AA within 1 week of the date of this Order.

3. Attend a minimum of 4 NA or AA meetings per week.

4. Continue psychiatric care with timely reports sent to the Board by practitioner's treating psychiatrist with the first report to be received prior to the August 8, 1986 Board meeting.

5. Submit to a minimum of 3 random bodily fluid samples obtained per month.

6. Practitioner shall not prescribe, administer, dispense, order or possess any Schedule II controlled substances as defined in the Controlled Substances Act.

7. Orders forbidding Practitioner from personal use or possession of controlled substances do not apply to medications lawfully prescribed to Practitioner for a bona fide illness or condition by another physician.

8. Practitioner shall appear before the Board upon reasonable notice.

9. Practitioner must comply with all the statutes and rules and regulations of the Board.

10. If Practitioner should fail to comply with all terms and conditions of this Order, then the Board may immediately suspend License No. 793 issued to CHARLES R. LINDSAY, D.O., provided, however, that Practitioner shall be entitled to a subsequent hearing before the Board concerning only the issue of whether the terms of this Order have been violated.

11. Any violation of the Board's statutes, rules and regulations subsequent to this Order may be the basis for further disciplinary action.

12. Practitioner shall immediately surrender his drug enforcement Certificate to prescribe or dispense Schedule II controlled substances and shall immediately dispose of all such substances currently held in his possession in accordance with the laws of Arizona.

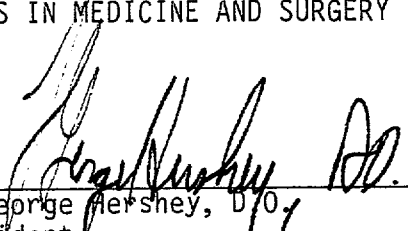
13. Pursuant to condition 10 of this Order, Practitioner is entitled to a hearing before the Board concerning only the issue of whether the terms of that Order have been violated. R4-22-11 provides that any requests for rehearing be filed with the Arizona Board of Osteopathic Examiners, in writing, not later than 10 days after service of the decision. The grounds for rehearing must be specified.

ENTERED and effective this 13th day of June, 1986.

ARIZONA BOARD OF OSTEOPATHIC  
EXAMINERS IN MEDICINE AND SURGERY

S E A L

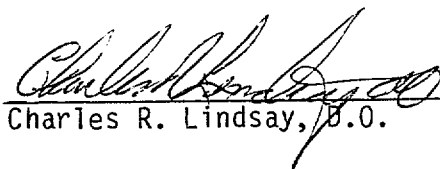
By

  
L. George Hershey, D.O.  
President

By

  
Mary L. Tucker  
Executive Director

I have reviewed the above amended Order of Probation and stipulate thereto.

  
Charles R. Lindsay, D.O.